

**Fill in this information to identify the case:**

United States Bankruptcy Court for the:

**WESTERN DISTRICT OF TEXAS**

Case number (if known): \_\_\_\_\_ Chapter 11

Check if this is an amended filing

**Official Form 201**

**Voluntary Petition for Non-Individuals Filing for Bankruptcy**

**04/19**

If more space is needed, attach a separate sheet to this form. On the top of any additional pages, write the debtor's name and the case number (if known). For more information, a separate document, Instructions for Bankruptcy Forms for Non-Individuals, is available.

|   |   |          |          |          |          |          |               |  |          |          |  |
|---|---|----------|----------|----------|----------|----------|---------------|--|----------|----------|--|
| 1. Debtor's name  | <u>Arete Healthcare LLC</u>   |          |          |          |          |          |               |  |          |          |  |
| 2. All other names debtor used in the last 8 years                        |   |          |          |          |          |          |               |  |          |          |  |
| Include any assumed names, trade names and <i>doing business as</i> names |   |          |          |          |          |          |               |  |          |          |  |
| 3. Debtor's federal Employer Identification Number (EIN)                  | <u>2</u>  | <u>7</u> | <u>-</u> | <u>5</u> | <u>3</u> | <u>1</u> | <u>4</u>      | <u>2</u>   | <u>4</u> | <u>3</u> |  |
| 4. Debtor's address   | Principal place of business   |          |          |          |          |          |               | Mailing address, if different from principal place of business |          |          |  |
| <u>22100 Bulverde Road,</u><br>Number Street<br><u>Suite 108</u>          |   |          |          |          |          |          | Number Street |  |          |          |  |
| <u>San Antonio</u><br>City  |   |          |          |          |          |          | P.O. Box      |  |          |          |  |
| <u>TX</u><br>State  |   |          |          |          |          |          |               |  |          |          |  |
| <u>78259</u><br>ZIP Code  |   |          |          |          |          |          |               |  |          |          |  |
| <u>Bexar</u><br>County  |   |          |          |          |          |          | City          |  |          |          |  |
|   |   |          |          |          |          |          | State         |  |          |          |  |
|   |   |          |          |          |          |          | ZIP Code      |  |          |          |  |
| 5. Debtor's website (URL)   | <u>schertzhealth.com</u>  |          |          |          |          |          |               |  |          |          |  |
| 6. Type of debtor   | <input checked="" type="checkbox"/> Corporation (including Limited Liability Company (LLC) and Limited Liability Partnership (LLP))<br><input type="checkbox"/> Partnership (excluding LLP)<br><input type="checkbox"/> Other. Specify: _____ |          |          |          |          |          |               |  |          |          |  |

**7. Describe debtor's business****A. Check one:**

Health Care Business (as defined in 11 U.S.C. § 101(27A))  
 Single Asset Real Estate (as defined in 11 U.S.C. § 101(51B))  
 Railroad (as defined in 11 U.S.C. § 101(44))  
 Stockbroker (as defined in 11 U.S.C. § 101(53A))  
 Commodity Broker (as defined in 11 U.S.C. § 101(6))  
 Clearing Bank (as defined in 11 U.S.C. § 781(3))  
 None of the above

**B. Check all that apply:**

Tax-exempt entity (as described in 26 U.S.C. § 501)  
 Investment company, including hedge fund or pooled investment vehicle (as defined in 15 U.S.C. § 80a-3)  
 Investment advisor (as defined in 15 U.S.C. § 80b-2(a)(11))

**C. NAICS (North American Industry Classification System) 4-digit code that best describes debtor. See <http://www.uscourts.gov/four-digit-national-association-naics-codes>****8. Under which chapter of the Bankruptcy Code is the debtor filing?****Check one:**

Chapter 7  
 Chapter 9  
 Chapter 11. **Check all that apply:**

Debtor's aggregate noncontingent liquidated debts (excluding debts owed to insiders or affiliates) are less than \$2,725,625 (amount subject to adjustment on 4/01/22 and every 3 years after that).

The debtor is a small business debtor as defined in 11 U.S.C. § 101(51D). If the debtor is a small business debtor, attach the most recent balance sheet, statement of operations, cash-flow statement, and federal income tax return or if all of these documents do not exist, follow the procedure in 11 U.S.C. § 1116(1)(B).

A plan is being filed with this petition.

Acceptances of the plan were solicited prepetition from one or more classes of creditors, in accordance with 11 U.S.C. § 1126(b).

The debtor is required to file periodic reports (for example, 10K and 10Q) with the Securities and Exchange Commission according to § 13 or 15(d) of the Securities Exchange Act of 1934. File the Attachment to Voluntary Petition for Non-Individuals Filing for Bankruptcy Under Chapter 11 (Official Form 201A) with this form.

The debtor is a shell company as defined in the Securities Exchange Act of 1934 Rule 12b-2.

 Chapter 12**9. Were prior bankruptcy cases filed by or against the debtor within the last 8 years?** No Yes. District \_\_\_\_\_ When \_\_\_\_\_ Case number \_\_\_\_\_

MM / DD / YYYY

District \_\_\_\_\_ When \_\_\_\_\_ Case number \_\_\_\_\_

MM / DD / YYYY

District \_\_\_\_\_ When \_\_\_\_\_ Case number \_\_\_\_\_

MM / DD / YYYY

Debtor Arete Healthcare LLC Case number (if known) \_\_\_\_\_

**10. Are any bankruptcy cases pending or being filed by a business partner or an affiliate of the debtor?**

List all cases. If more than 1, attach a separate list.

No  
 Yes. Debtor \_\_\_\_\_ Relationship \_\_\_\_\_

District \_\_\_\_\_ When \_\_\_\_\_  
Case number, if known \_\_\_\_\_ MM / DD / YYYY

Debtor \_\_\_\_\_ Relationship \_\_\_\_\_  
District \_\_\_\_\_ When \_\_\_\_\_  
Case number, if known \_\_\_\_\_ MM / DD / YYYY

**11. Why is the case filed in this district?**

*Check all that apply:*

Debtor has had its domicile, principal place of business, or principal assets in this district for 180 days immediately preceding the date of this petition or for a longer part of such 180 days than in any other district.  
 A bankruptcy case concerning debtor's affiliate, general partner, or partnership is pending in this district.

**12. Does the debtor own or have possession of any real property or personal property that needs immediate attention?**

No

Yes. Answer below for each property that needs immediate attention. Attach additional sheets if needed.

**Why does the property need immediate attention?** *(Check all that apply.)*

It poses or is alleged to pose a threat of imminent and identifiable hazard to public health or safety.  
What is the hazard? \_\_\_\_\_

It needs to be physically secured or protected from the weather.

It includes perishable goods or assets that could quickly deteriorate or lose value without attention (for example, livestock, seasonal goods, meat, dairy, produce, or securities-related assets or other options).

Other \_\_\_\_\_

**Where is the property?**

Number \_\_\_\_\_ Street \_\_\_\_\_

City \_\_\_\_\_ State \_\_\_\_\_ ZIP Code \_\_\_\_\_

**Is the property insured?**

No  
 Yes. Insurance agency \_\_\_\_\_

Contact name \_\_\_\_\_

Phone \_\_\_\_\_

## Statistical and administrative information

**13. Debtor's estimation of available funds**

*Check one:*

Funds will be available for distribution to unsecured creditors.  
 After any administrative expenses are paid, no funds will be available for distribution to unsecured creditors.

Debtor Arete Healthcare LLC Case number (if known) \_\_\_\_\_

|  |  |  |  |
|--|--|--|--|
| <b>14. Estimated number of creditors</b> | <input type="checkbox"/> 1-49                  | <input type="checkbox"/> 1,000-5,000                         | <input type="checkbox"/> 25,001-50,000                 |
|  | <input checked="" type="checkbox"/> 50-99      | <input type="checkbox"/> 5,001-10,000                        | <input type="checkbox"/> 50,001-100,000                |
|  | <input type="checkbox"/> 100-199               | <input type="checkbox"/> 10,001-25,000                       | <input type="checkbox"/> More than 100,000             |
|  | <input type="checkbox"/> 200-999               |  |  |
| <b>15. Estimated assets</b>              | <input type="checkbox"/> \$0-\$50,000          | <input checked="" type="checkbox"/> \$1,000,001-\$10 million | <input type="checkbox"/> \$500,000,001-\$1 billion     |
|  | <input type="checkbox"/> \$50,001-\$100,000    | <input type="checkbox"/> \$10,000,001-\$50 million           | <input type="checkbox"/> \$1,000,000,001-\$10 billion  |
|  | <input type="checkbox"/> \$100,001-\$500,000   | <input type="checkbox"/> \$50,000,001-\$100 million          | <input type="checkbox"/> \$10,000,000,001-\$50 billion |
|  | <input type="checkbox"/> \$500,001-\$1 million | <input type="checkbox"/> \$100,000,001-\$500 million         | <input type="checkbox"/> More than \$50 billion        |
| <b>16. Estimated liabilities</b>         | <input type="checkbox"/> \$0-\$50,000          | <input checked="" type="checkbox"/> \$1,000,001-\$10 million | <input type="checkbox"/> \$500,000,001-\$1 billion     |
|  | <input type="checkbox"/> \$50,001-\$100,000    | <input type="checkbox"/> \$10,000,001-\$50 million           | <input type="checkbox"/> \$1,000,000,001-\$10 billion  |
|  | <input type="checkbox"/> \$100,001-\$500,000   | <input type="checkbox"/> \$50,000,001-\$100 million          | <input type="checkbox"/> \$10,000,000,001-\$50 billion |
|  | <input type="checkbox"/> \$500,001-\$1 million | <input type="checkbox"/> \$100,000,001-\$500 million         | <input type="checkbox"/> More than \$50 billion        |

### Request for Relief, Declaration, and Signatures

**WARNING** -- Bankruptcy fraud is a serious crime. Making a false statement in connection with a bankruptcy case can result in fines up to \$500,000 or imprisonment for up to 20 years, or both. 18 U.S.C. §§ 152, 1341, 1519, and 3571.

**17. Declaration and signature of authorized representative of debtor**

- The debtor requests relief in accordance with the chapter of title 11, United States Code, specified in this petition.
- I have been authorized to file this petition on behalf of the debtor.
- I have examined the information in this petition and have a reasonable belief that the information is true and correct.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on 11/03/2019  
MM / DD / YYYY

X /s/ Brian Johnson Brian Johnson  
Signature of authorized representative of debtor Printed name

Title President

**18. Signature of attorney**

X /s/ Allen M. DeBard Date 11/03/2019  
Signature of attorney for debtor MM / DD / YYYY

Allen M. DeBard  
Printed name

Langley & Banack, Inc.  
Firm name

745 E Mulberry Ave, Suite 700  
Number Street

San Antonio TX 78212  
City State ZIP Code

(210) 736-6600 adebard@langleybanack.com  
Contact phone Email address

24065132  
Bar number State

**Fill in this information to identify the case:**

Debtor name Arete Healthcare LLC

United States Bankruptcy Court for the: WESTERN DISTRICT OF TEXAS

Case number (if known)

Check if this is an amended filing

**Official Form 204**

**Chapter 11 or Chapter 9 Cases: List of Creditors Who Have the 20 Largest Unsecured Claims and Are Not Insiders**

12/15

A list of creditors holding the 20 largest unsecured claims must be filed in a Chapter 11 or Chapter 9 case. Include claims which the debtor disputes. Do not include claims by any person or entity who is an insider, as defined in 11 U.S.C. § 101(31). Also, do not include claims by secured creditors, unless the unsecured claims resulting from inadequate collateral value places the creditor among the holders of the 20 largest unsecured claims.

| Name of creditor and complete mailing address, including zip code               | Name, telephone number, and email address of creditor contact | Nature of the claim (for example, trade debts, bank loans, professional services, and government contracts) | Indicate if claim is contingent, unliquidated, or disputed | Amount of unsecured claim         |   |                 |
|---|---|---|--|-----------------------------------|---|-----------------|
|   |   |   |  | Total claim, if partially secured | Deduction for value of collateral or setoff | Unsecured claim |
| 1 Green Capital Funding LLC<br>30 Broad St., Suite 14108<br>New York, NY 10004  |   | Business debt   | Disputed   |                                   |   | \$540,000.00    |
| 2 WG Capital<br>1734 8th Ave.<br>Suite PH<br>Brooklyn, NY 11215                 |   | Business debt / AR Factoring  | Disputed   |                                   |   | \$449,700.00    |
| 3 Region Capital<br>323 Sunny Isles Blvd.<br>Suite 501<br>Sunny Isles, FL 33160 |   | Business debt   | Disputed   |                                   |   | \$374,750.00    |
| 4 Platinum Rapid Funding Group, Ltd.<br>348 RXR Plaza<br>Uniondale, NY 11556    |   | Business debt   | Disputed   |                                   |   | \$141,050.00    |
| 5 Stewart & Stevenson<br>5717 I-10<br>San Antonio, TX 78219                     |   | Business debt   |  |                                   |   | \$41,968.31     |

|    | Name of creditor and complete mailing address, including zip code            | Name, telephone number, and email address of creditor contact | Nature of the claim (for example, trade debts, bank loans, professional services, and government contracts) | Indicate if claim is contingent, unliquidated, or disputed | Amount of unsecured claim         |   |                 |
|----|--|---|---|--|-----------------------------------|---|-----------------|
|    |  |   |   |  | Total claim, if partially secured | Deduction for value of collateral or setoff | Unsecured claim |
| 6  | PEGASUS MSO, LLC<br>1314 W. McDermott Dr.<br>Ste. 106-517<br>Allen, TX 75013 |   | Business debt   |  |                                   |   | \$18,225.00     |
| 7  | DOCUTAP, INC.<br>101 S. Phillips Ave. #300<br>Sioux Falls, SD 57104          |   | Business debt   |  |                                   |   | \$15,500.00     |
| 8  | SOUTH PARK PROPERTIES SM<br>100 Mackey Drive<br>San Antonio, TX 78213        |   | Business debt   |  |                                   |   | \$10,915.65     |
| 9  | HIGHLAND CAPITAL CORPORATION<br>5 Center Avenue<br>Little Falls, NJ 07424    |   | Business debt   |  |                                   |   | \$5,053.15      |
| 10 | CENTRAL MUTUAL INSURANCE<br>7301 State Hwy.161<br>Irving, TX 75039           |   | Insurance services  |  |                                   |   | \$4,989.98      |
| 11 | TIAA FINANCE<br>P.O. Box 911608<br>Denver, CO 80291-1608                     |   | Business debt   |  |                                   |   | \$4,820.32      |
| 12 | AFLAC<br>1932 Wynnton Road<br>Columbus, GA 31999                             |   | Business debt   |  |                                   |   | \$3,170.00      |
| 13 | AT&T<br>208 S. Akard St.<br>Dallas, TX 75202                                 |   | Business phones   |  |                                   |   | \$2,944.00      |

Debtor

Arete Healthcare LLC

Name

Case number (if known) \_\_\_\_\_

| Name of creditor and complete mailing address, including zip code |   | Name, telephone number, and email address of creditor contact | Nature of the claim (for example, trade debts, bank loans, professional services, and government contracts) | Indicate if claim is contingent, unliquidated, or disputed | Amount of unsecured claim<br>If the claim is fully unsecured, fill in only unsecured claim amount. If claim is partially secured, fill in total claim amount and deduction for value of collateral or setoff to calculate unsecured claim. |  |            |
|---|---|---|---|--|--|--|------------|
|   |   |   |   |  |  |  |            |
|   |   |   |   |  |  |  |            |
| 14  | ITSC<br>614 W. French Place<br>San Antonio, TX 78212  |   | Business debt   |  |  |  | \$2,532.00 |
| 15  | Canon Financial Services, Inc.<br>158 Gaither Dr., Suite 200<br>P.O. Box 5008<br>Mount Laurel, NJ 08054 |   | Business debt   |  |  |  | \$2,343.23 |
| 16  | Lockaway Storage  |   | Business storage  |  |  |  | \$1,404.00 |
| 17  | JGI Outdoor Advertising<br>525 Park Grove<br>Katy, TX 77450   |   | Advertising   |  |  |  | \$1,236.00 |
| 18  | Nextiva*Voip Service<br>8800 E. Chaparral Rd.<br>Suite 300<br>Scottsdale, AZ 85250                      |   | Business debt   |  |  |  | \$807.00   |
| 19  | ADT Security<br>1 Town Center Road<br>Boca Raton, FL 33486  |   | Business debt   |  |  |  | \$674.00   |
| 20  | Adobe Systems, Inc.<br>345 Park Avenue<br>San Antonio, CA 95110-2704                                    |   | Business debt   |  |  |  | \$502.00   |

UNITED STATES BANKRUPTCY COURT  
WESTERN DISTRICT OF TEXAS  
SAN ANTONIO DIVISION

IN RE: **Arete Healthcare LLC**

CASE NO

CHAPTER **11**

**VERIFICATION OF CREDITOR MATRIX**

The above named Debtor hereby verifies that the attached list of creditors is true and correct to the best of his/her knowledge.

Date 11/3/2019

Signature */s/ Brian Johnson*  
*Brian Johnson*  
*President*

Date \_\_\_\_\_

Signature \_\_\_\_\_

Adobe Systems, Inc.  
345 Park Avenue  
San Antonio, CA 95110-2704

ADT Security  
1 Town Center Road  
Boca Raton, FL 33486

AFLAC  
1932 Wynnton Road  
Columbus, GA 31999

Ariel Bouskila  
Berkovitch & Bouskila, PLLC  
80 Broad St., Suite 3301  
New York, NY 10004

AT&T  
208 S. Akard St.  
Dallas, TX 75202

Bio Medical Waste Solutions  
P.O. Box 1147  
Port Neches, TX 77651

Canon Financial Services, Inc.  
158 Gaither Dr., Suite 200  
P.O. Box 5008  
Mount Laurel, NJ 08054

Central Mutual Insurance  
7301 State Hwy.161  
Irving, TX 75039

Christopher R. Castro  
MCA Recovery  
17 State Street, Suite 4000  
New York, NY 10004

Christopher Savoy  
Regent & Associates  
3601 Audubon Place  
Houston, TX 77006

CHTD Company  
P.O. Box 2576  
Springfield IL 62708

CPS  
4514 Frank Bryant Lane  
San Antonio, TX 78220

Dena G. Choate  
Reid & Dennis  
3131 McKinney Ave, Ste. 600  
Dallas, TX 75204-2456

Dish Network-EF  
9601 South Meridian Blvd.  
Englewood, CO 80112

Docutap, Inc.  
101 S. Phillips Ave. #300  
Sioux Falls, SD 57104

Elisa M. Pagano  
CSG Attorneys at Law  
One Boland Drive  
West Orange, NJ 07052

First American Vendor Finance  
255 Woodcliff Dr.  
Fairport, NY 14450

Frost Bank  
111 W. Houston St.  
P.O. Box 1600  
San Antonio, Texas 78296

Green Capital Funding LLC  
30 Broad St., Suite 14108  
New York, NY 10004

Highland Capital Corporation  
5 Center Avenue  
Little Falls, NJ 07424

Internal Revenue Service  
P.O. Box 7346  
Philadelphia, PA 19101-7346

ITSC  
614 W. French Place  
San Antonio, TX 78212

JGI Outdoor Advertising  
525 Park Grove  
Katy, TX 77450

Kash Capital  
1022 Avenue M  
Brooklyn, NY 11230

Leslie Luttrell  
Luttrell+Carmody Law Group  
One International Centre  
100 NE Loop 410, Suite 615  
San Antonio, TX 78216

Lindsey Rohan  
Law Office of Lindsey Rohan  
348 RXR Plaza  
Uniondale, NY 11556

Lockaway Storage

Marc Connelly  
Assistant General Counsel  
1100 W. 49th Street  
Austin, TX 78756-3199

NEC Corporation of America  
6535 State Hwy 161  
Irving, TX 75039

Network Box USA  
2825 Wilcrest Dr., #259  
Houston, TX 77042

Nextiva\*Voip Service  
8800 E. Chaparral Rd. Suite 300  
Scottsdale, AZ 85250

Norcal Group  
7600 N. Capital of TX Hwy  
Austin, TX 78731

Northland Cable Ventures  
515 W. Tyler  
Mexia, TX 76667

OnDeck Capital  
1400 Broadway  
New York, NY 10018

Pegasus MSO, LLC  
1314 W. McDermott Dr.  
Ste. 106-517  
Allen, TX 75013

Platinum Rapid Funding Group Ltd.  
348 RXR Plaza  
Uniondale, NY 11556

Region Capital  
323 Sunny Isles Blvd.  
Suite 501  
Sunny Isles, FL 33160

Ryan C. Reed  
Pulman, Cappuccio & Pullen, LLP  
2161 NW Military Hwy, Suite 400  
San Antonio, TX 78213

SAWS  
2800 US Hwy 281 N  
San Antonio, TX 78212

South Park Properties SM  
100 Mackey Drive  
San Antonio, TX 78213

Spectrum  
60 Columbus Circle  
New York, NY 10023

Stewart & Stevenson  
5717 I-10  
San Antonio, TX 78219

TIAA Finance  
P.O. Box 911608  
Denver, CO 80291-1608

Tony Gray  
OnDeck  
1400 Broadway  
New York, NY 10018

Tracksmart

US Attorney  
601 NW Loop 410, Suite 600  
San Antonio, TX 78216

US Attorney General  
Main Justice Bldg., #5111  
10th & Constitutional Ave., NW  
Washington, DC 20530

WG Capital  
1734 8th Ave.  
Suite PH  
Brooklyn, NY 11215